IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE SEVENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 1773 of 2005

Between:

1. Burgubai Satyanarayana, Late Agaiah
   R/o. Doolapalli Village, Qutubullapur Mandal, Ranga Reddy District.
2. Gangayolla Chandraiah, S/o. Sayanna,
   R/o. Doolapalli Village, Qutubullapur Mandal, Ranga Reddy District.
3. Dodla Krishna, S/o. anjaiah,
   R/o. Doolapalli Village, Qutubullapur Mandal, Ranga Reddy District.
4. Burgubai Venkataramana, S/o. Late B. Narasimha,
   R/o. Doolapalli Village, Qutubullapur Mandal, Ranga Reddy District.
5. P.C. Manikyam, S/o. Late Lingiah,
   R/o. Doolapalli Village, Qutubullapur Mandal, Ranga Reddy District.
6. C. Shankaraiah, S/o. Late Venkaiah,
   R/o. Doolapalli Village, Qutubullapur Mandal, Ranga Reddy District.
7. R. Raghuveer Singh, S/o. Late Ganga singh,
   R/o. Doolapalli Village, Qutubullapur Mandal, Ranga Reddy District.
8. Durgam Krishna, S/o. Sreeramulu,
   R/o. Doolapalli Village, Qutubullapur Mandal, Ranga Reddy District.
9. C. Bikshapathy, S/o. Late Veeraiah,
   R/o. Doolapalli Village, Qutubullapur Mandal, Ranga Reddy District.
10. S. Om Prakash, S/o. Late Balakrishna,
    R/o. Doolapalli Village, Qutubullapur Mandal, Ranga Reddy District.
11. V. Subramanya Sivaram, s/o. Late Venkatramaraju,
    R/o. Doolapalli Village, Qutubullapur Mandal, Ranga Reddy District.
12. S. Vinod Kumar, S/o. S. Yadagiri,
    R/o. Doolapalli Village, Qutubullapur Mandal, Ranga Reddy District.
13. Mrs. N. Rathamma, W/o. Chennaiah,
    R/o. Doolapalli Village, Qutubullapur Mandal, Ranga Reddy District.
14. A.M. Surya Prakash, S/o. Late Venkaiah,
    R/o. Doolapalli Village, Qutubullapur Mandal, Ranga Reddy District.
15. Mentu Roy, S/o. Bisthu Roy,
    R/o. Doolapalli Village, Qutubullapur Mandal, Ranga Reddy District.

.... PETITIONERS

AND

1. The Government of A.P., rep. by its Prl. Secretary for Revenue, Secretariat, Hyderabad.
2. The District Collector, Ranga Reddy District, Khairtabad, Hyderabad.
3. The Revenue Divisional Officer, Hyderabad East Division, Goshamahal, Hyderabad.
4. The Mandal Revenue Officer, Qutubullapur Mandal, R.R.District.
5. The Hyderabad Urban Development Authority, rep. by its Vice Chairman, Police Lines Begumpet, Hyderabad.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to Issue a writ of mandamus or any other appropriate writ, order or Direction declaring the action of the respondents in not allotting alternate land in Survey No: 153 of Dullapalli village, Qutubullapur Mandal, Ranga Reddy District as agreed by the Respondents in lieu of affecting the lands of the Petitioners, in formation of 100 feet approach road to the Steel City, is illegal, arbitrary and unjust and consequentially direct the respondents to allot the alternate lands in Survey No: 153 of Dullapalli Village, Qutubullapur Mandal, Ranga Reddy District as agreed upon vide respondent letter No. A/9739/2001 dt. 24.11.2001 as shown in the sketch attached to letter of Respondent No.4.

Counsel for the Petitioners: MR.M.S.N.PRASAD

Counsel for the Respondents: GP FOR REVENUE

The Court made the following:

ORDER:

Petitioners claim to be the absolute owners of the lands in Sy.Nos.145, 149, 150 and 154 of Dullapalli Village, Qutubullapur Mandal, Ranga Reddy District. The said lands are agricultural lands and the petitioners have been carrying on agricultural operations. While so, during the year 1998 the respondents proposed to form 100 feet approach road to New Steel City at Dullapalli village and for the said purpose an extent of Ac.4-18 guntas of land belonging to the petitioners was taken. However, by virtue of the formation of the said road, the remaining land of the petitioners was also rendered unfit for agricultural purpose. Having taken note of the said fact, the then Collector, R.R.District assured that the petitioners will be provided alternative lands in Sy.No.153. A detailed report to that effect was sent by the 4th respondent on 24-11-2001; wherein it was stated that the request of the petitioners deserves consideration and an extent of Ac.4.18 guntas of land situated in Sy.No.153 of Dullapalli Village is vacant and available for being allotted to the petitioners in lieu of the land acquired from them. The petitioners also state that on the basis of the

said report submitted by the Mandal Revenue Officer, the District Collector, R.R. District, by letter dated
20-12-2001, directed the Revenue Divisional Officer to send the remarks on the report of the Mandal Revenue Officer, Qutubullapur Mandal.

The grievance of the petitioners in this writ petition is that in spite of the directions of the District Collector as long back as on 20-12-2001 and in spite of the repeated representations made by them, the respondents have failed to take any further steps. On the other hand, now they are proposing to assign the same land to third parties. Hence, this writ petition.

The learned Government Pleader appearing for the respondents, on instructions, states that an extent of Ac.4-18 guntas of patta land belonging to the petitioners covered by Sy.Nos.145, 149, 150 and 154 of Dullapalli Village, Qutubullapur Mandal, R.R. District, has been affected for formation of 100 feet road for steel city and that on the basis of the recommendations made by the Mandal Revenue Officer on 24-11-2001, further steps are under consideration.

In view of what has been stated by the learned Government Pleader and keeping in view that the matter is still under consideration by the District Collector, I deem it appropriate to dispose of the writ petition with a direction to the 2nd respondent - District Collector to take an appropriate decision on the recommendations made by the Mandal Revenue Officer on 24-11-2001, as expeditiously as possible, preferably within a period of eight weeks from the date of receipt of a copy of this order. Till such time, the land in question shall not be assigned to any third

parties and *status quo* obtaining as on today as to the nature and possession of the same shall be maintained. No order as to costs.

G. ROHINI, J

Dated: 07-02-2005

Note: Furnish copy in a week.

B/o.

LSK

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To

1. The Principal Secretary for Revenue, Secretariat, Hyderabad.
2. The District Collector, Ranga Reddy District, Khairtabad, Hyderabad.
3. The Revenue Divisional Officer, Hyderabad East Division, Goshamahal, Hyderabad.
4. The Mandal Revenue Officer, Qutubullapur Mandal, R.R.District.
5. The Chairman, Hyderabad Urban Development Authority, Police Lines Begumpet, Hyderabad.

6. Two C.Cs. to the Government Pleader for Revenue, High Court Buildings, Hyderabad. (O.U.T.)

7. Two C.D. copies.